

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

IN RE  
PAYMENT CARD INTERCHANGE FEE  
AND MERCHANT DISCOUNT  
ANTITRUST LITIGATION

MASTER FILE NO. 05-MD-01720

This Document Relates To:  
*Old Jericho Enterprise, Inc. et al. v. Visa, Inc.*  
*et al.*, No. 2:20-cv-02394 (E.D.N.Y.)  
(MKB)(VMS)

**PARTIES' JOINT STATUS REPORT AND  
PROPOSED SCHEDULING ORDER**

Plaintiffs and Defendants Visa Inc. and Mastercard Incorporated and Mastercard International Incorporated ("Defendants") (collectively, the "Parties") submit this joint status report and proposed scheduling order.

In its Order of October 7, 2021, the Court approved the Parties' proposed scheduling order (submitted pursuant to their Rule 26(f) report), generally deferred discovery in this case pending resolution of the appeal of the Superseding and Amended Definitive Class Settlement Agreement of the Rule 23(b)(3) Class Plaintiffs and the Defendants (ECF No. 7818), and directed the Parties to submit a revised joint proposed scheduling order (and proposed dates for a conference) within two weeks of a decision from the Second Circuit on that appeal. Following the issuance of the Second Circuit's March 15, 2023 Judgment and Opinion on that appeal, the Parties have met and conferred regarding next steps in this case.

The parties believe that it would be productive to meet and confer further, and respectfully propose to submit their positions on the next steps regarding the above-captioned case in the MDL status report due on April 21, 2023, in advance of the May 11, 2023 status conference.

Respectfully submitted on behalf of Plaintiffs’  
and Defendants’ Counsel,

*/s/ Christopher Bateman*

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Christopher J. Bateman

Sharon K. Robertson

**COHEN MILSTEIN SELLERS & TOLL  
PLLC**

88 Pine Street

New York, NY 10005

Tel: (212) 838-7797

Fax: (212) 838-7745

cbateman@cohenmilstein.com

srobertson@cohenmilstein.com

Benjamin D. Brown

Richard A. Koffman

Matthew S. Wild

**COHEN MILSTEIN SELLERS & TOLL  
PLLC**

1100 New York Avenue, N.W., Suite 500

Washington, D.C. 20005

Tel: (202) 408-4600

Fax: (202) 408-4699

bbrown@cohenmilstein.com

rkoffman@cohenmilstein.com

mwild@cohenmilstein.com

Manuel J. Dominguez

**COHEN MILSTEIN SELLERS & TOLL  
PLLC**

11780 U.S. Highway One, Suite N500

Palm Beach Gardens, FL 33408

Tel: (561) 515-2604

Fax: (561) 515-1401

jdominguez@cohenmilstein.com

Robert W. Cohen

Mariko Taenaka

**LAW OFFICES OF ROBERT W. COHEN,  
P.C.**

1901 Avenue of the Stars, Suite 1900  
Los Angeles, CA 90067  
Tel: (310) 282-7586  
Fax: (310) 282-7589  
rwc@robertwcohenlaw.com

Edward S. Zusman  
Kevin K. Eng  
**MARKUN ZUSMAN FRENIERE  
COMPTON LLP**  
465 California Street, Suite 500  
San Francisco, CA 94104  
Tel: (415) 438-4515  
Fax: (415) 434-4505  
ezusman@mzclaw.com

David Song  
Tracey Kitzman  
**SONG P.C.**  
26 Broadway, Fl 8  
New York, NY 10004  
Tel: 212-599-0700

*Counsel for Plaintiffs*

**ARNOLD & PORTER KAYE SCHOLER  
LLP**

By: /s/ Robert C. Mason  
Robert C. Mason  
250 West 55th Street  
New York, NY 10019-9710  
(212) 836-8000  
robert.mason@arnoldporter.com

Robert J. Vizas  
Three Embarcadero Center, 10th Floor  
San Francisco, CA 94111-4024  
(415) 471-3100  
robert.vizas@arnoldporter.com

Anne P. Davis  
Matthew A. Eisenstein  
601 Massachusetts Avenue, NW  
Washington, DC 20001-3743  
(202) 942-5000  
anne.davis@arnoldporter.com  
matthew.eisenstein@arnoldporter.com

**HOLWELL SHUSTER & GOLDBERG LLP**

Michael S. Shuster  
Demian A. Ordway  
Blair E. Kaminsky  
425 Lexington Avenue  
New York, NY 10017  
(646) 837-5151  
mshuster@hsgllp.com  
dordway@hsgllp.com  
bkaminsky@hsgllp.com

*Attorneys for Defendants Visa Inc.*

**PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP**

By: /s/ Gary R. Carney  
Gary R. Carney  
1285 Avenue of the Americas  
New York, NY 10019-6064  
(212) 373-3000  
gcarney@paulweiss.com

Kenneth A. Gallo  
Donna M. Ioffredo  
2001 K Street, NW  
Washington, DC 20006-1047  
(202) 223-7300  
kgallo@paulweiss.com  
dioffredo@paulweiss.com

*Attorneys for Defendants Mastercard  
Incorporated and Mastercard International  
Incorporated*